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22 **UNITED STATES DISTRICT COURT**
23 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

24 KIM ALLEN, et al., on behalf of
25 themselves, all others similarly situated,
26 and the general public,

27 Plaintiffs,

28 v.

SIMILASAN CORPORATION,

Defendant.

Case No. 3:12-cv-00376-BAS(JLB)
CLASS ACTION

JOINT NOTICE OF ERRATA

1 Plaintiffs and appointed Class Representatives Lainie Rideout and Kathleen
2 Hairston ("Plaintiffs"), by and through their counsel of record, and Defendant Similasan
3 Corporation, by and through its counsel of record, respectfully file this Notice of Errata, to
4 correct a typographical error in the Settlement Agreement filed with this Court (Dkt. 202-
5 4, "Agreement").

6 On March 31, 2016, the parties filed the Agreement, unaware that it contained a
7 scrivener's error as to the deadline to object to the Agreement. The Parties intended that
8 the Class Members' deadline to opt out and object to the Agreement should be thirty (30)
9 days before the Final Approval hearing date, as stated in paragraphs 9.5.1, 9.5.2, and 9.5.3
10 of the Agreement. Consistent with that understanding, the Court set the deadline to opt out
11 and object as thirty (30) days before the Final Approval hearing date in its Preliminary
12 Approval Order (Dkt. 204). But, the Agreement contains a scrivener's error in paragraph
13 9.5.5 of the Agreement: that paragraph incorrectly states the deadline to object is "twenty-
14 one days before the Final Approval Hearing." This is a scrivener's error and artefact from
15 a prior version of the agreement, conflicts with paragraphs 9.5.1 through 9.5.3 of the
16 Agreement, and conflicts with the Court's Preliminary Approval Order.

17 To avoid any confusion, the Parties therefore file this Notice of Errata to correct the
18 following:

19 The words "twenty-one" in paragraph 9.5.5 of the Agreement (Dkt. No. 202-4, at
20 ECF page 15) are stricken, and in their place now reads "thirty."

21 Dated: May 18, 2016

22 Respectfully submitted,

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1 Dated: May 18, 2016

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Dated: May 18, 2016 /s/ Ronald Marron
RONALD MARRON
Class Counsel